

PATENT  
3494-0103PUS1

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant(s): HIDVEGI, Mate et al.      Conf.:  
Appl. No.: 10/522,131      Group:  
Filed: January 24, 2005      Examiner:  
For: USE OF FERMENTED WHEAT GERM EXTRACT AS  
ANTI-INFLAMMATORY AGENT

REQUEST FOR CORRECTED NOTICE OF ACCEPTANCE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

OCT 12 2005

Sir:

Attached hereto is the Notice of Acceptance in connection with the above-identified application.

THE FOLLOWING CORRECTION(S) ARE RESPECTFULLY REQUESTED:

PRIORITY DATE:

Change From: "JULY 22, 2002"

To: --AUGUST 9, 2002--

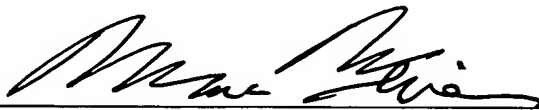
It is respectfully requested that the United States Patent and Trademark Office forward a new Notice of Acceptance to the undersigned attorney showing the correction(s) as listed on the enclosed photocopy of the combined Declaration and Power of Attorney.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17;

particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By   
MARC S. WEINER, #32,181

MSW/per  
3494-0103PUS1

P.O. Box 747  
Falls Church, VA 22040-0747  
(703) 205-8000

Attachment(s)



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/522,131	Mate Hidvegi	3494-0103PUS1

INTERNATIONAL APPLICATION NO.
PCT/HU03/00065

02292  
 BIRCH STEWART KOLASCH & BIRCH  
 PO BOX 747  
 FALLS CHURCH, VA 22040-0747

I.A. FILING DATE	PRIORITY DATE
08/08/2003	07/22/2002

CONFIRMATION NO. 3909  
 371 ACCEPTANCE LETTER



\*OC000000016603110\*

Date Mailed: 08/01/2005

REVIEWED BY  
 DOCKETING

# NOTICE OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C 371 AND 37 CFR 1.495

The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495), has determined that the above identified international application has met the requirements of 35 U.S.C. 371, and is ACCEPTED for national patentability examination in the United States Patent and Trademark Office.

The United States Application Number assigned to the application is shown above and the relevant dates are:

<u>01/24/2005</u>	<u>01/24/2005</u>
DATE OF RECEIPT OF 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) REQUIREMENTS	DATE OF COMPLETION OF ALL 35 U.S.C. 371 REQUIREMENTS

A Filing Receipt (PTO-103X) will be issued for the present application in due course. **THE DATE APPEARING ON THE FILING RECEIPT AS THE " FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371 (c)(1), (c)(2) and (c)(4) REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE.** The filing date of the above identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363). Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon.

The following items have been received:

- Indication of Small Entity Status
- Copy of the International Application filed on 01/24/2005
- Copy of the International Search Report filed on 01/24/2005
- Copy of IPE Report filed on 01/24/2005
- Information Disclosure Statements filed on 01/24/2005
- Oath or Declaration filed on 01/24/2005
- Request for Immediate Examination filed on 01/24/2005
- U.S. Basic National Fees filed on 01/24/2005
- Priority Documents filed on 01/24/2005



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Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

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MAMIE P PERSON

Telephone: (703) 308-9140 EXT 227

PART 1 - ATTORNEY/APPLICANT COPY

FORM PCT/DO/EO/903 (371 Acceptance Notice)

**BIRCH, STEWART, KOLASCH & BIRCH, LLP**P.O. Box 747 • Falls Church, Virginia 22040-0747  
Telephone: (703) 205-8000 • Facsimile: (703) 205-8050PLEASE NOTE:  
YOU MUST  
COMPLETE THE  
FOLLOWING**COMBINED DECLARATION AND POWER OF ATTORNEY  
FOR PATENT AND DESIGN APPLICATIONS****COPY**

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated next to my name; that I verily believe that I am the original, first and sole inventor (if only one inventor is named below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Insert Title:

USE OF FERMENTED WHEAT GERM EXTRACT AS ANTI-INFLAMMATORY AGENT

Fill in Appropriate

the specification of which is attached hereto. If not attached hereto, the application is identified by the attorney docket number as set forth above and/or the following:

Information -  
For Use Without  
Specification  
Attached:

The specification was filed on \_\_\_\_\_ as  
United States Application Number \_\_\_\_\_;  
and amended on \_\_\_\_\_ (if applicable) and/or  
the specification was filed on August 8, 2003 as PCT  
International Application Number PCT/HU2003/000065; and was  
amended on September 22, 2004 (if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I do not know and do not believe the same was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to this application, that the same was not in public use or on sale in the United States of America more than one year prior to this application, that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representative or assigns more than twelve months (six months for designs) prior to this application, and that no application for patent or inventor's certificate on this invention has been filed in any country foreign to the United States of America prior to this application by me or my legal representatives or assigns, except as follows.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority Claimed

Insert Priority  
Information:  
(if appropriate)

<u>P0202638</u> (Number)	<u>HUNGARY</u> (Country)	<u>August 9, 2002</u> (Month/Day/Year Filed)	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
_____ (Number)	_____ (Country)	_____ (Month/Day/Year Filed)	<input type="checkbox"/> Yes	<input type="checkbox"/> No
_____ (Number)	_____ (Country)	_____ (Month/Day/Year Filed)	<input type="checkbox"/> Yes	<input type="checkbox"/> No
_____ (Number)	_____ (Country)	_____ (Month/Day/Year Filed)	<input type="checkbox"/> Yes	<input type="checkbox"/> No

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional applications(s) listed below.

Insert Provisional  
Application(s):  
(if any)

_____ (Application Number)	_____ (Filing Date)
_____ (Application Number)	_____ (Filing Date)

All Foreign Applications, if any, for any Patent or Inventor's Certificate Filed More than 12 Months (6 Months for Designs) Prior to the Filing Date of This Application:

Insert Requested  
Information:  
(if appropriate)

Country	Application Number	Date of Filing (Month/Day/Year)
_____	_____	_____
_____	_____	_____

I hereby claim the benefit under Title 35, United States Code, §120 of any United States and/or PCT application(s), including for continuation-in-part application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States and/or PCT application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to the patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

Insert Prior U.S.  
Application(s):  
(if any)

_____ (Application Number)	_____ (Filing Date)	_____ (Status - patented, pending, abandoned)
_____ (Application Number)	_____ (Filing Date)	_____ (Status - patented, pending, abandoned)

I hereby appoint the practitioners at **CUSTOMER NO: 02292** as my attorneys or agents to prosecute this application and/or an international application based on this application and to transact all business in the Patent and Trademark Office connected therewith and in connection with the resulting patent based on instructions received from the entity who first sent the application papers to the practitioners, unless the inventor(s) or assignee provides said practitioners with a written notice to the contrary:

Send Correspondence to:

**BIRCH, STEWART, KOLASCH & BIRCH, LLP** or **CUSTOMER NO. 02292**  
**P.O. Box 747 • Falls Church, Virginia 22040-0747**  
**Telephone: (703) 205-8000 • Facsimile: (703) 205-8050**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**PLEASE NOTE:  
 YOU MUST  
 COMPLETE THE  
 FOLLOWING:**

Full Name of First or  
 Sole Inventor:  
 Insert Name of Inventor  
 Insert Date This  
 Document is Signed

Insert Residence  
 Insert Citizenship

Insert Mailing  
 Address

Full Name of Second  
 Inventor, if any:

see above

Full Name of Third  
 Inventor, if any


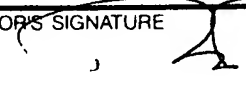
see above

Full Name of Fourth  
 Inventor, if any

see above

Full Name of Fifth  
 Inventor, if any

see above

GIVEN NAME		FAMILY NAME		INVENTOR'S SIGNATURE		DATE*	
Máté		HIDVÉGI				22.12.2004	
Residence (City, State & Country)						CITIZENSHIP	
Budapest, Hungary						Hungarian	
MAILING ADDRESS (Complete Street Address including City, State & Country)							
Hegedüs Gy. u.63. H-1133 Budapest, HU							
GIVEN NAME		FAMILY NAME		INVENTOR'S SIGNATURE		DATE*	
Ákos		RESETÁR				22.12.2004	
Residence (City, State & Country)						CITIZENSHIP	
Budapest, Hungary						Hungarian	
MAILING ADDRESS (Complete Street Address including City, State & Country)							
Attila út 29. H-1013 Budapest, HU							
GIVEN NAME		FAMILY NAME		INVENTOR'S SIGNATURE		DATE*	
Residence (City, State & Country)						CITIZENSHIP	
MAILING ADDRESS (Complete Street Address including City, State & Country)							
GIVEN NAME		FAMILY NAME		INVENTOR'S SIGNATURE		DATE*	
Residence (City, State & Country)						CITIZENSHIP	
MAILING ADDRESS (Complete Street Address including City, State & Country)							
GIVEN NAME		FAMILY NAME		INVENTOR'S SIGNATURE		DATE*	
Residence (City, State & Country)						CITIZENSHIP	
MAILING ADDRESS (Complete Street Address including City, State & Country)							

\* DATE OF SIGNATURE



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Bib Data Sheet

CONFIRMATION NO. 3909

<b>SERIAL NUMBER</b> 10/522,131	<b>FILING OR 371(c) DATE</b> 01/24/2005 <b>RULE</b>	<b>CLASS</b> 424	<b>GROUP ART UNIT</b> 1655	<b>ATTORNEY DOCKET NO.</b> 3494-0103PUS1
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**APPLICANTS**

Mate Hidvegi, Budapest, HUNGARY;  
 Akos Resetar, Budapest, HUNGARY;

**\*\* CONTINUING DATA \*\*\*\*\***

This application is a 371 of PCT/HU03/00065 08/08/2003  
 which claims benefit of 60/397,761 07/22/2002

**\*\* FOREIGN APPLICATIONS \*\*\*\*\***

HUNGARY P0202638 08/09/2002

**IF REQUIRED, FOREIGN FILING LICENSE GRANTED\*\* SMALL ENTITY \*\***  
 \*\* 11/29/2005

Foreign Priority claimed 35 USC 119 (a-d) conditions met	<input type="checkbox"/> yes <input type="checkbox"/> no <input type="checkbox"/> yes <input type="checkbox"/> no <input type="checkbox"/> Met after Allowance	<b>STATE OR COUNTRY</b> HUNGARY	<b>SHEETS DRAWING</b> 17	<b>TOTAL CLAIMS</b> 10	<b>INDEPENDENT CLAIMS</b> 4
Verified and Acknowledged	Examiner's Signature _____ Initials _____				

**ADDRESS**

02292

**TITLE**

Use of fermented wheat germ extract as anti-inflammatory agent

<b>FILING FEE RECEIVED</b> 600	FEES: Authority has been given in Paper No. _____ to charge/credit DEPOSIT ACCOUNT No. _____ for following:	<input type="checkbox"/> All Fees <input type="checkbox"/> 1.16 Fees ( Filing ) <input type="checkbox"/> 1.17 Fees ( Processing Ext. of time ) <input type="checkbox"/> 1.18 Fees ( Issue ) <input type="checkbox"/> Other _____ <input type="checkbox"/> Credit
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